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Date November 20, 2002

To **Kevin Cyrus Kianni**
Patent Examiner
Group Art Unit 2877
Commissioner for Patents
Washington, D.C. 20231
Telephone: (703) 308-1216

Facsimile number 13854-02400001 / (703) 308-7721

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From Melissa Alexander on behalf of Nick Fan

NOV 20 2002

Re Application No.: 09/705,166
Filing Date: 11/01/2000
Our Ref.: 13854-024001

TECHNOLOGY CENTER 2800

Number of pages
including this page 2

Message Please deliver to Examiner Kianni, Group Art Unit 2877.

Per our telephone conversation today, the following is the subject matter Nick Fan would like to discuss with you in a telephone conference:

INFORMAL COMMUNICATION -NOT TO BE ENTERED

November 20, 2002

09/705,166, 13854-024001

Applicant respectfully requests a telephone interview with the Examiner.

Applicant would like to talk with the Examiner re figures 1-3.

The Examiner objected to the drawings for the reason that certain/essential numbered elements of the drawings in figures 1-3 are not labeled. However, Applicant tried but cannot identify the essential numbered elements that are not labeled. Therefore, Applicant respectfully requests the Examiner to clarify which essential numbered elements in the drawings need to be labeled.

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at 650 839-5070 to arrange for its return. Thank you.

FISH & RICHARDSON P.C.

Kevin Cyrus Kianni
Patent Examiner
Group Art Unit 2877
November 20, 2002
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Applicant would like to talk with the Examiner re claim 1. Applicant proposes to amend claim 1 as follows:

1. (Amended) An optical interleaver comprising:
a first collimating lens for collimating an input optical signal into collimated beams and a second collimating lens for focusing said collimated parallel beams into an output optical fiber; and
a phase delay difference generating means for generating [a] substantially one phase-delay difference between portions of said collimated parallel beams [for generating an interference in said second collimating lens for selectively enhance signal transmission of certain wavelengths], wherein the phase delay difference generating means is configured to generate an interference pattern that is substantially periodic.

Applicant will argue the following:

Podoleanu (U.S. patent No. 5,975,697) does not show that the item 132 for providing "different beams with increasing optical paths" is configured to "generate an interference pattern that is substantially periodic."

You may contact Nick Fan directly at (650) 839-5088; or, in the alternative, you may contact his secretary, Melissa Alexander, at (650) 839-5018 to arrange for a convenient time for the telephone conference.

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